

1 Dana N. Gwaltney (SBN 209530)
dgwaltney@shb.com
2 Mia O. Solvesson (SBN 246291)
msolvesson@shb.com
3 SHOOK, HARDY & BACON L.L.P.
333 Bush Street, Suite 600
4 San Francisco, California 94104-2828
Telephone: 415.544.1900
5 Facsimile: 415.391.0281

6 Attorneys for Defendants
GUIDANT CORPORATION, GUIDANT SALES
7 CORPORATION, CARDIAC PACEMAKERS, INC., and
BOSTON SCIENTIFIC CORPORATION

8 UNITED STATES DISTRICT COURT
9
10 NORTHERN DISTRICT OF CALIFORNIA

11 SETA SAAD and CHRISTIAN E. SAAD,
12 individually and as representatives of the Estate
of RAYMOND SAAD,

13 Plaintiffs,

14 vs.

15 GUIDANT CORPORATION; GUIDANT
16 SALES CORPORATION; CARDIAC
PACEMAKERS, INC.; BOSTON SCIENTIFIC
17 CORPORATION; ASHLEY & MCMULLEN-
WING SUN MORTUARY, a business entity
18 form unknown; ASHLEY & MCMULLEN, a
business entity form unknown; and DOES 1
19 through 20, inclusive,

20 Defendants.

Case No. C 08-0053-PJH

DECLARATION OF MIA O.
SOLVESSON IN SUPPORT OF MOTION
TO STAY PENDING TRANSFER TO
MDL COURT

Date: February 20, 2008

Time: 9:00 a.m.

Ctrm: 3, 17th Floor

Judge: Honorable Phyllis J. Hamilton

Complaint filed: October 29, 2007

21 I, Mia O. Solvesson, declare:

22 1. I am an attorney licensed to practice before this Court and am an associate at Shook,
23 Hardy & Bacon L.L.P., counsel of record for Defendants Guidant Corporation, Guidant Sales
24 Corporation, Cardiac Pacemakers, Inc., and Boston Scientific Corporation in the above-captioned
25 matter. The following statements are within my personal knowledge and, if called to do so, I could
26 and would testify competently thereto.
27
28

2. Attached as Exhibit A is a true and correct copy of the Judicial Panel on Multidistrict Litigation's Transfer Order establishing an MDL in the District of Minnesota ("MDL Court") and transferring a number of cases to the MDL Court dated November 7, 2005.

3. Attached as Exhibit B is a true and correct copy of the Eighty-Ninth Notice of Potential Tag-Along Actions sent to the Judicial Panel on Multidistrict Litigation on January 8, 2008.

4. Prior to filing this motion, counsel for Guidant contacted counsel for Plaintiffs to propose that the parties enter into a stipulation to stay this action pending transfer to the MDL Court. Plaintiffs' counsel, however, would not agree to stipulate to a stay of deadlines.

I declare under penalty of perjury under the laws of the United States and of California that the foregoing is true and correct. Executed on January 16, 2008 at San Francisco, California.

/S/ Mia O. Solvesson
MIA O. SOLVESSON